

Remarks

In the official action, the Examiner sets forth an election/restriction requirement asserting that claim 1-10, drawn to a flash memory cell, are distinct with respect to claims 11-33, directed to a method of making a flash memory cell. The Applicant hereby elects claims 1-10 for examination in this application.

An action on the merits of this application is awaited.

The Commissioner is authorized to charge any additional fees which may be required or credit overpayment to deposit account no. 12-0415. In particular, if this response is not timely filed, then the Commissioner is authorized to treat this response as including a petition to extend the time period pursuant to 37 CFR 1.136 (a) requesting an extension of time of the number of months necessary to make this response timely filed and the petition fee due in connection therewith may be charged to deposit account no. 12-0415.

I hereby certify that this correspondence is being deposited with the United States Post Office with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents

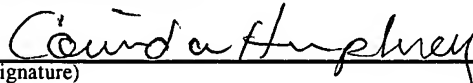
POB 1450, Alexandria, VA 22313-1450 on

March 17, 2004

(Date of Deposit)

Corinda Humphrey

(Name of Person Signing)

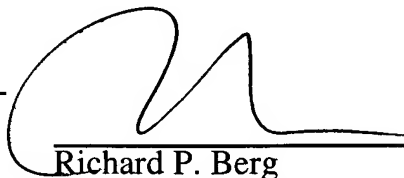


(Signature)

March 17, 2004

(Date)

Respectfully submitted,



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